



Express Mail Label No. EL934409686US #3

PATENT
Attorney Docket No. CYM-037
(2174/49)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:	Ostgaard et al.	CONFIRMATION NO.:	4705
SERIAL NO.:	10/008,379	ART UNIT:	2621
FILING DATE:	November 5, 2001	EXAMINER:	Not yet assigned
TITLE:	Cytological Imaging Systems and Methods		

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

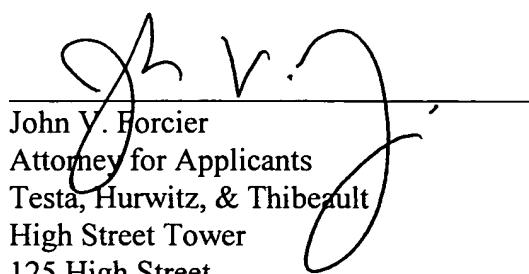
In response to the Notice to File Missing Parts mailed December 21, 2001, enclosed are an executed Declaration/Power of Attorney form and a Preliminary Amendment for filing in the above-referenced application. Upon entry of the Preliminary Amendment, there will be 23 total claims pending, including 5 independent claims, as reflected in the enclosed Fee Transmittal form.

Also enclosed is a check in the amount of \$2,012.00 for payment as follows:

Basic filing fee	\$740.00
Excess claim fees	\$222.00
Surcharge – late filing fee or oath	\$130.00
Extension for Reply within third month	\$920.00

Please charge Deposit Account No. 20-0531 for any additional fees that may be due in this matter.

Respectfully submitted,


John V. Forcier
Attorney for Applicants
Testa, Hurwitz, & Thibeault
High Street Tower
125 High Street
Boston, Massachusetts 02110

Date: May 21, 2002
Reg. No. 42,545

Tel. No. (617) 248-7675
Fax: (617) 248-7100

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OS-23-02

T.D

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**TRANSMITTAL
FORM**

Application Serial Number	10/008,379
Filing Date	November 5, 2001
First Named Inventor	Ostgaard
Group Art Unit	2621
Examiner Name	Not Yet Assigned
Attorney Docket No.	CYM-037
Patent No.	Not applicable
Issue Date	Not applicable

ENCLOSURES (check all that apply)

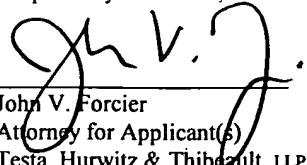
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form	<input checked="" type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553) <input type="checkbox"/> Formal Drawing(s)	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences <input type="checkbox"/> Appeal Brief (in triplicate)
<input checked="" type="checkbox"/> Amendment/Response <input checked="" type="checkbox"/> Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____]	<input type="checkbox"/> Request For Continued Examination (RCE) Transmittal <input type="checkbox"/> Power of Attorney (Revocation of Prior Powers) <input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Status Inquiry <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8 <input checked="" type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8
<input checked="" type="checkbox"/> Petition for Extension of Time	<input checked="" type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below)
<input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations	<input type="checkbox"/> Small Entity Statement <input type="checkbox"/> CD(s) for large table or computer program	<input checked="" type="checkbox"/> Response to Notice to file Missing Parts
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Amendment After Allowance	
<input type="checkbox"/> Sequence Listing submission <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above	<input type="checkbox"/> Request for Certificate of Correction <input type="checkbox"/> Certificate of Correction (in duplicate)	

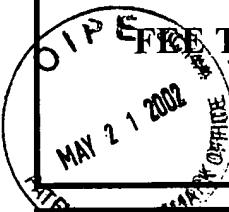
CORRESPONDENCE ADDRESS**SIGNATURE BLOCK**

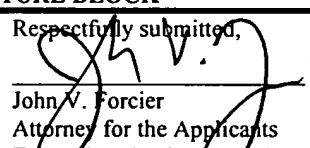
Direct all correspondence to: Patent Administrator
 Testa, Hurwitz & Thibeault, LLP
 High Street Tower
 125 High Street
 Boston, MA 02110
 Tel. No.: (617) 248-7000
 Fax No.: (617) 248-7100

Date: May 21, 2002
 Reg. No. 42,545
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Respectfully submitted,


 John V. Forcier
 Attorney for Applicant(s)
 Testa, Hurwitz & Thibeault, LLP
 High Street Tower
 125 High Street
 Boston, MA 02110

 FEE TRANSMITTAL FY 2002		Complete if Known	
		Application Serial Number	10/008,379
		Filing Date	November 5, 2001
		First Named Inventor	Ostgaard
		Group Art Unit	2621
		Examiner Name	Not Yet Assigned
		Attorney Docket No.	CYM-037

METHOD OF PAYMENT			FEE CALCULATION (continued)		
1. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other			3. ADDITIONAL FEES		
2. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531. <input type="checkbox"/> Required Fees (copy of this sheet enclosed). <input checked="" type="checkbox"/> Additional fee required under 37 CFR 1.16 and 1.17. <input checked="" type="checkbox"/> Overpayment Credit. 3. <input type="checkbox"/> Applicant claims small entity status.			Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description
			130	65	Surcharge - late filing fee or oath
			50	25	Surcharge - late provisional filing fee or cover sheet
			130	130	Non-English specification
			2,520	2,520	Request for ex parte reexamination
			110	55	Extension for reply within first month
			400	200	Extension for reply within second month
			920	460	Extension for reply within third month
			1440	720	Extension for reply within fourth month
			1960	980	Extension for reply within fifth month
			320	160	Notice of Appeal
			320	160	Filing a brief in support of an appeal
			280	140	Request for oral hearing
			130	130	Petitions to the Commissioner
			180	180	Submission of Information Disclosure Statement
			740	370	Filing a submission after final rejection (37 CFR 1.129(a))
			740	370	For each additional invention to be examined (37 CFR 1.129(b))
			100	100	Certificate of Correction for applicant's error
			Other fee (Specify)		
			Other fee (Specify)		
1. FILING FEE			2. AMENDMENT CLAIM FEES		
Large Entity Fee (\$) Fee Description Fee Paid			Claims Highest No. Present Rate Fee Paid		
740 Utility filing fee 740.00			Total - = Present Rate Fee Paid		
330 Design filing fee			Total - = Present Rate Fee Paid		
160 Provisional filing fee			Total - = Present Rate Fee Paid		
			Number Filed	Number Extra	Amount
			Total Claims	- 20 = 3	x \$ 18.00 = 54.00
			Independent Claims	5 - 3 = 2	x \$ 84.00 = 168.00
<input type="checkbox"/> Multiple Dependent Claim(s), if any			\$280.00 =		
			TOTAL: 962.00		
SMALL ENTITY DISCOUNT: SUBTOTAL (1) (\$)			SUBTOTAL (3) (\$)		
2. AMENDMENT CLAIM FEES			SUBTOTAL (3) (\$)		
Claims Highest No. Present Rate Fee Paid			SUBTOTAL (1) (\$)		
Remaining Previously Extra			SUBTOTAL (2) (\$)		
After Amend. Paid For			SUBTOTAL (3) (\$)		
Total - = x \$ 18.00 =			SUBTOTAL (1) (\$)		
Indep. - = x \$ 84.00 =			SUBTOTAL (2) (\$)		
<input type="checkbox"/> First Presentation of Multiple Dep. Claim			+ \$280.00 =		
TOTAL: (\$)			SUBTOTAL (3) (\$)		
SMALL ENTITY DISCOUNT: SUBTOTAL (2) (\$)			TOTAL (\$)		
CORRESPONDENCE ADDRESS			SIGNATURE BLOCK		
Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibeault, LLP High Street Tower-125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100			Respectfully submitted,  John V. Forcier Attorney for the Applicants Testa, Hurwitz & Thibeault, LLP High Street Tower-125 High Street Boston, MA 02110		

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/008,379	11/05/2001	Roy Ostgaard	CYM-037

021323
 TESTA, HURWITZ & THIBEAULT, LLP
 HIGH STREET TOWER
 125 HIGH STREET
 BOSTON, MA 02110



CONFIRMATION NO. 4705
 FORMALITIES LETTER



OC000000007226632

Date Mailed: 12/21/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.

Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).

05/24/2002 MBERHE 00000071 10008379

- Total additional claim fee(s) for this application is \$2046.

■ \$1458 for 81 total claims over 20.
 ■ \$588 for 7 independent claims over 3.

01 FC:101	740.00	OP
02 FC:105	130.00	OP
03 FC:103	54.00	OP
04 FC:102	168.00	OP

- The oath or declaration is missing.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2916.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

■ drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);